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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

ORACLE USA, INC.; a Colorado corporation;
 ORACLE AMERICA, INC.; a Delaware
 corporation; and ORACLE INTERNATIONAL
 CORPORATION, a California corporation,

Plaintiffs,

v.

RIMINI STREET, INC., a Nevada corporation;
 and SETH RAVIN, an individual,

Defendants.

Case No. 2:10-cv-0106-LRH-VCF

**MOTION TO SEAL PORTIONS OF
 ORACLE'S REPLY IN SUPPORT
 OF MOTION TO COMPEL RE
 POST-INJUNCTION REQUESTS
 FOR PRODUCTION AND
 PORTIONS OF THE
 DECLARATION OF JENNA K.
 STOKES AND EXHIBITS
 THERETO**

1 Pursuant to the Stipulated Protective Order governing confidentiality of documents
2 entered by the Court on May 21, 2010, ECF No. 55 (“Protective Order”), and Rules 5.2 and 26(c)
3 of the Federal Rules of Civil Procedure, Plaintiffs Oracle USA, Inc., Oracle America, Inc., and
4 Oracle International Corporation (collectively “Oracle”) respectfully request that the Court grant
5 leave to file under seal Exhibits 1, 3, and 7 to the Declaration of Jenna K. Stokes (“Stokes
6 Declaration”) filed in support of Oracle’s Reply in Support of Motion to Compel re Post-
7 Injunction Requests for Production (“Reply”) in their entirety, portions of Exhibits 4 and 5 to the
8 Stokes Declaration, and those portions of the Reply discussing the content of those exhibits and
9 documents previously filed under seal. Exhibits 1, 3, and 7 to the Stokes Declaration and certain
10 redacted portions of Oracle’s Reply and Exhibits 4 and 5 to the Stokes Declaration reflect
11 information that Rimini Street, Inc. (“Rimini”) has designated “Confidential” or “Highly
12 Confidential - Attorneys’ Eyes Only” under the Protective Order. Public, redacted versions of the
13 Reply, Declaration, and Exhibits were filed on August 29, 2019, *see* ECF No. 1246, and
14 unredacted versions will be filed under seal with the Court.

15 The Protective Order states, “Counsel for any Designating Party may designate any
16 Discovery Material as ‘Confidential Information’ or ‘Highly Confidential Information –
17 Attorneys’ Eyes Only’ under the terms of this Protective Order only if such counsel in good faith
18 believes that such Discovery Material contains such information and is subject to protection under
19 Federal Rule of Civil Procedure 26(c). The designation by any Designating Party of any
20 Discovery Material as ‘Confidential Information’ or ‘Highly Confidential Information –
21 Attorneys’ Eyes Only’ shall constitute a representation that an attorney for the Designating Party
22 reasonably believes there is a valid basis for such designation.” Protective Order ¶ 2.

23 Oracle submits these documents under seal pursuant to the Protective Order based on
24 Rimini’s representation that it reasonably believes there is a valid basis under the Protective
25 Order for its confidentiality designations. Rimini has designated Exhibits 1, 3, and 7 to the
26 Stokes Declaration, and the documents underlying portions of the Reply and Exhibits 4 and 5 to
27 the Stokes Declaration as “Highly Confidential Information – Attorneys’ Eyes Only,” and thus
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1 represents that those documents are subject to protection under Federal Rule of Civil Procedure
2 26(c) and should be filed under seal. Because the material was designated by Rimini, Oracle is
3 not in a position to provide further justification for why filing the documents publicly would
4 cause Rimini harm.

5 Oracle has submitted all other portions of the Reply, Declaration, and Exhibits for filing in
6 the Court's public files, which will allow public access to all materials except for the portions
7 discussed above. Accordingly, this request to seal is narrowly tailored.

8 For the foregoing reasons, Oracle respectfully requests that the Court grant leave to file
9 under seal the documents discussed above.

10
11 DATED: August 29, 2019

MORGAN, LEWIS & BOCKIUS LLP

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13 By: /s/ John A. Polito

John A. Polito

14 Attorneys for Plaintiffs Oracle USA, Inc., Oracle
15 America, Inc. and Oracle International Corporation
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CERTIFICATE OF SERVICE

I hereby certify that on the 29th day of August, 2019, I electronically transmitted the foregoing **MOTION TO SEAL PORTIONS OF ORACLE’S REPLY IN SUPPORT OF MOTION TO COMPEL RE POST-INJUNCTION REQUESTS FOR PRODUCTION AND PORTIONS OF THE DECLARATION OF JENNA K. STOKES AND EXHIBITS THERETO** to the Clerk’s Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to all counsel in this matter; all counsel being registered to receive Electronic Filing.

MORGAN, LEWIS & BOCKIUS LLP

DATED: August 29, 2019

By: /s/ John A. Polito
John A. Polito

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America, Inc. and Oracle International
Corporation